IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

THURSDAY, THE 19TH JULY 2007 / 28TH ASHADHA 1929

WP(C).No. 22178 of 2007(M)

PETITIONER:

CIJO JOSE,
MANIVELIL HOUSE, RAMAPURAM BAZAAR P.O.,
MARANGADU, KOTTAYAM DISTRICT.

BY ADV. SRI.P.N.PURUSHOTHAMA KAIMAL

RESPONDENTS:

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1. THE KERALA PUBLIC SERVICE COMMISSION,
REPRESENTED BY ITS SECRETARY, PATTOM,
THIRUVANANTHAPURAM.

2. STATE OF KERALA, REPRESENTED BY
SECRETARY, HEALTH DEPT., SECRETARIAT,
THIRUVANANTHAPURAM.

BY SRI.P.C.SASIDHARAN, SC. KPSC.
GOVERNMENT PLEADER SRI.BIJOY CHANDRAN,

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

W.P.(C) No. 22178 of 2007-M

Dated this the 19th day of July, 2007.

J U D G M E N T

The petitioner was an applicant for the post of Assistant Surgeon, under the second respondent, when the Public Service Commission invited applications for the same. The written test for the above post was held on 20-5-2006. Subsequently, the short list was published, in which the petitioner was not included, for the reason that he did not get the cut off marks fixed as 55. Later, Ext.P5 final rank list was published on 10-11-2006. Now, long after the publication of the final rank list, this writ petition is filed, stating that the cut off marks for the open candidates should be further lowered and an additional list should be published. The grievance of the petitioner arose from the publication of the short list. He has chosen not to challenge it, in time. Therefore, this writ petition filed long after the publication of the short list cannot be entertained. The petitioner is guilty of delay and laches. Accordingly, the Writ Petition is dismissed.

K.BALAKRISHNAN NAIR,
JUDGE.

MS